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September 28, 2009

VIA ELECTRONIC FILING

Mr. Charles Terreni
Chief Clerk/Administrator
Public Service Commission of South Carolina
101 Executive Center Dr., Suite 100
Columbia, SC 29210

IN RE: Application of Eric Weaver d/b/a Pizza Cake Moving Company for a Class E
(Household Goods) Certificate of Public Convenience and Necessity for Operation of a
Motor Vehicle Carrier
Docket No. 2009-319-T

Dear Mr. Terreni:

Eric Weaver d/b/a Pizza Cake Moving Company ("Pizza Cake") filed an application for a Class E certificate. By letter dated September 1, 2009, Pizza Cake requested permission to present a shipper witness and video testimony of prior customers at the hearing scheduled in this docket.

First, Pizza Cake's application states it is applying for authority in three contiguous counties. Therefore, the presentation of shipper witnesses is not required pursuant to 26 S.C. Code Regs. 103-133.1 (Supp. 2008).

Second, while the Office of Regulatory Staff ("ORS") does not necessarily object to the presentation of video testimony of prior customers, ORS notes such uncertified testimony constitutes hearsay under Rule 801 of the South Carolina Rules of Evidence, and its admission may set a troubling precedent for future proceedings.

Sincerely,

Shealy Boland Reibold
Shealy Boland Reibold

cc: Eric Weaver